

House Bill 735

By: Representatives Blackmon of the 146th, Smyre of the 135th, Clark of the 147th, Williams of the 168th, Belton of the 112th, and others

**A BILL TO BE ENTITLED
AN ACT**

1 To amend Article 2 of Chapter 7 of Title 48 of the Official Code of Georgia Annotated,
2 relating to imposition, rate, and computation of income taxes and exemptions, so as to
3 exempt certain military retirement income; to provide for related matters; to provide for an
4 effective date and applicability; to repeal conflicting laws; and for other purposes.

5 **BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:**

6 **SECTION 1.**

7 Article 2 of Chapter 7 of Title 48 of the Official Code of Georgia Annotated, relating to
8 imposition, rate, and computation of income taxes and exemptions, is amended by revising
9 subparagraph (a)(5)(D) of Code Section 48-7-27, relating to computation of taxable net
10 income, as follows:

11 "(D) A taxpayer shall be eligible for the exclusions granted by this paragraph only if
12 the taxpayer:

13 (i) Is 62 years of age or older but less than 65 years of age during any part of the
14 taxable year; provided, however, that, with regard to income received from retirement
benefits from military service in the armed forces of the United States or the reserve
components thereof, there shall be no age limitation to receive the exclusion for such
income provided by division (a)(5)(A)(xiii) of this Code section under this division;
18 or

19 (ii) Is permanently and totally disabled in that the taxpayer has a medically
20 demonstrable disability which is permanent and which renders the taxpayer incapable
21 of performing any gainful occupation within the taxpayer's competence; or

22 (iii) Is 65 years of age or older during any part of the year."

23 **SECTION 2.**

24 This Act shall become effective on January 1, 2021, and shall apply to all taxable years
25 beginning on and after such date.

26

SECTION 3.

27 All laws and parts of laws in conflict with this Act are repealed.